

CHAPTER 8. TRAINING PROGRAM FOR INSPECTORS AND SEALERS

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Authority

The provisions of this Chapter 8 issued under the Consolidated Weights and Measures Act, 3 Pa.C.S. §§ 4101—4194, unless otherwise noted.

Source

The provisions of this Chapter 8 adopted May 7, 1999, effective May 8, 1999, 29 Pa.B. 2460, unless otherwise noted.

Cross References

This section cited in 70 Pa. Code § 2.1 (relating to definitions).

§ 8.1. Purpose.

This chapter is intended to establish the minimum training requirements for State inspectors, county sealers and city sealers, under section 4115 of the act (relating to training program).

§ 8.2. General adoption of NIST training program.

(a) *General.* The training program prescribed by NIST for inspectors and sealers of weights and measures is adopted as the minimum training requirement for State inspectors, county sealers and city sealers under the act and this title.

(b) *NIST training course 102.* As of January 1, 2000, a State inspector, county sealer or city sealer shall successfully complete NIST training course 102, entitled “Introduction to Handbook 44,” or a successor course thereto, to meet the minimum training requirements of the act and this chapter.

Cross References

This section cited in 70 Pa. Code § 8.3 (relating to training and certification with respect to individual types of weighing and measuring devices).

§ 8.3. Training and certification with respect to individual types of weighing and measuring devices.

An inspector or sealer shall successfully complete applicable NIST training with respect to each type of weighing or measuring device he seeks to test or inspect under authority of the act. In addition to the general training described in § 8.2 (relating to general adoption of NIST training program), the following

training or certification, or both, is required of persons who inspect or test particular types of weighing or measuring devices:

(1) *UPC scanning systems and PLU devices.* A State inspector, county sealer or city sealer shall be a certified UPC/PLU inspector, as described in Chapter 5 (relating to UPC scanning systems and PLU devices), as a prerequisite to inspecting UPC scanning systems or PLU devices for purposes of the act.

(2) *Types of weights and measures referenced in § 4.4.* A State inspector, county sealer or city sealer shall successfully complete the applicable training course indicated on the current list of NIST training courses in § 4.6 (relating to training courses) as a prerequisite to inspecting or testing any of the categories and types of weighing and measuring devices in § 4.4 (relating to categories and types of weighing and measuring devices which a CEWM may inspect) for purposes of the act.

(3) *Other weights and measures with respect to which NIST training courses exist.* If there exists a NIST training course applicable to a specific category or type of weighing and measuring device not described in paragraph (1) or (2), a State inspector, county sealer or city sealer shall successfully complete that training course as a prerequisite to inspecting or testing that category or type of device for purposes of the act.

§ 8.4. Prior training.

A State inspector, county sealer or city sealer who has successfully completed a NIST training course prior to May 8, 1999, and who has continued to work as a State inspector, county sealer or city sealer since completing the course, and who provides the Department a copy of the applicable course completion certificate or other documentation evidencing completion of the course, shall be deemed to have met the minimum training requirements of this chapter with respect to any category or type of weighing and measuring device addressed in that NIST training course. The Department will mail the inspector or sealer written confirmation that the sealer or inspector is deemed to have met these requirements within 10 days of receiving the referenced certificate or documentation.

§ 8.5. Supplemental or refresher training.

The Department may develop supplemental training courses or refresher courses for State inspectors, county sealers or city sealers. The Department may require the successful completion of a course by a State inspector, county sealer or city sealer by providing the inspector or sealer written notice of this requirement. The Department will afford an inspector or sealer at least 6 months within which to complete the training course or refresher course, and will schedule a sufficient number of course sessions to allow all inspectors and sealers to attend.

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